

ORIGINAL

Channel Law Group, LLC



0000105256

RECEIVED

2009 NOV 20 A 11: 23

207 E. BROADWAY
SUITE 201
LONG BEACH, CA 90802

Fax: (310) 774-3941
www.channellawgroup.com

ROBERT JYSTAD
JULIAN K. QUATTLEBAUM III *
JAMIE T. HALL **
MARTHA HUDAK ***
CHARLES McLURKIN

Writer's Direct Line: (310) 667-6202
martha.hudak@channellawgroup.com

*ALSO Admitted in Colorado

**ALSO Admitted in Texas

***ALSO admitted in New York and New Jersey

19 November 2009

VIA OVERNIGHT EXPRESS

Mr. Armando Fimbres
Docket Control Center
Arizona Corporation Commission
1200 West Washington
Phoenix, AZ 85007-2996

Arizona Corporation Commission

DOCKETED

NOV 20 2009

DOCKETED BY	
-------------	--

**RE: Docket No. T-20567A-07-0662
Supplement to Application for Certificate of Convenience and
Necessity ("CC&N") of NewPath Networks, LLC ("NewPath")**

Dear Mr. Fimbres:

NewPath Networks, LLC ("NewPath") hereby supplements its application for a Certificate of Convenience and Necessity ("CC&N") to outline additional financing that NewPath recently received.

NewPath, its parent, NewPath Network, Inc., and other current and future subsidiaries participated in a new company-wide financing arrangement in the maximum amount of \$10 million. This financing arrangement closed on August 7, 2009.

NewPath, its parent and other current and future subsidiaries intend to use the proceeds from the financing to fund the acquisition of telecommunications equipment and the installation and construction costs associated with such equipment and related telecommunications facilities operated by NewPath Network Inc.'s operating subsidiaries, including NewPath.

This transaction has no effect on the corporate structure or ownership interests as reported by NewPath in April of this year.

Inquiries or copies of correspondence, orders, or other materials pertaining to this filing should be directed to:

Martha Hudak
CHANNEL LAW GROUP, LLP
207 E. Broadway, Suite 201
Long Beach, CA 90802
Tel: (310) 667-6202
Fax: (310) 774-3941
Email: martha.hudak@channellawgroup.com

As we have previously stated, NewPath's application for a CC&N is in the public interest and this new information only enhances NewPath's justifications for a CC&N and Staff's conclusions that NewPath is qualified to obtain a CC&N to provide private line telecommunications services in Arizona. NewPath is further poised to quickly provide cost-effective and competitive telecommunication services in an already capacity-constrained environment.

Please do not hesitate to contact me at 310.667.6202 or via e-mail at martha.hudak@channellawgroup.com should the Commission have any further questions regarding this transaction.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'Martha Hudak', written in a cursive style.

Martha Hudak
Attorney for
NewPath Networks, LLC

Original and 13 copies of the foregoing filed this 17th day of November 2009 with:
Docket Control
Arizona Corporation Commission
1200 West Washington Street
Phoenix, AZ 85007

Copy of the foregoing mailed this 17th day of November 2009 with:

Michael T. Hallam, Esq.
Lewis and Rocca, LLP
40 North Central Avenue
Phoenix, AZ 85004

Lyn Farmer
Arizona Corporation Commission
1200 W. Washington
Phoenix, AZ 85007

Lynne Lagarde, Esq.
Earl Curley & Lagarde, PC
3100 North Central Avenue, Suite 1000
Phoenix, AZ 85012

Arizona Reporting Service
2200 N. Central Ave., Suite 502
Phoenix, AZ 85004

Donnelly Dybus, Esq.
16435 N. Scottsdale Road, Suite 440
Scottsdale, AZ 85254-1754

J. Gregory Lake, Esq.
Lake & Cobb, PLC
1095 West Rio Salado Pkwy, Suite 206
Tempe, AZ 85281

Thomas K. Chenal
Sherman & Howard, LLC
7047 East Greenway Parkway, Suite 155
Scottsdale, AZ 85254

Steve Olea, Director
Utilities Division
Arizona Corporation Commission
1200 W. Washington St.
Phoenix, AZ 85007

Janice Alward, Chief Counsel
Maureen A. Scott, Esq.
Legal Division
Arizona Corporation Commission
1200 W. Washington
Phoenix, AZ 85007